

1882. 06

Southampton County Chancery - Bryant, John W. vs Bryant, Rosa Vick

Divorce

120 121 ~~141~~ ~~87~~ 84

Bryant
vs 3 Bill -
Bryant

1879 April Rules.

J.B. Pomeroy Jr.

To the Honorable Geo Blou. Judge of the Circuit
Court of Southampton. In Chancery.

Complaining sheweth unto your Honor, your
Complainant Jno. W. Bryant as follows.

That he is now 28 years of age - That
in the year 1874 he was married to
one Rosa Vick - and they lived together
very happily for about two years - during
the whole of which time, he was to her
a faithful and constant husband -
but suddenly and without any provo-
cation known to your Complainant, the
said Rosa Bryant, deserted him and
has refused persistently to live with
him since. That she is now leading
a life of open prostitution and during
the year 1878, she was delivered of a
child, of whom the father was some
one other than complainant. That your
Complainant has never cohabited with
the said Rosa Bryant since she left
him - or since the knowledge of the fact
of her adultery - that the same did not
occur more than five years before the
institution of this suit and was not
committed by the procurement or connivance
of complainant. That no child was born
during the time complainant & his wife
lived together. The only property owned by

Complainant is an undivided interest
in his deceased father's real estate,
and some little personal estate of his
own. In consideration of all which and
forasmuch as your Complainant is without
remedy in the premises except in a
Court of Equity, where such matters are
peculiarly cognizable, to the end therefore
that justice may be done, your Complain-
ant prays that the said Rosa Bryant be
made party defendant to this bill &
compelled to answer its allegations -

That if necessary a *pro ad litem* may be
appointed to defend her in this suit.
That your Complainant may be entirely
divorced from her and the marriage be
dissolved. That she may be forever barred
of any interest whatever in Complainant's
real or personal estate; and that your
Honor will grant such other, further,
general & special relief, as the nature
of this case may require or the Equity may
deem meet. And as in duty bound,
your Complainant will ever pray &c.
May it please the Court &c.

J. B. Pomeroy

The Depositions of James L. Bryant & James Vick taken before me. J. M. Sebell, a Commissioner in Chancery for the Circuit Court of Southampton County - on the 3rd day of May 1879. to be read in behalf of Jno W Bryant, in a suit in Chancery depending in said Court in which he is Plaintiff and Rosa Bryant is Defendant. Present J. B. Prince Atty for Plaintiff.

James L. Bryant being duly sworn deposes & says as follows -

Question: How old are you - and where do you reside?

Ans. I am 22 years old, and live at S. B. Pretlow's in Southampton County

Question: Do you know the parties to this suit?

Ans. I do -

Question: Do you know that Jno W Bryant & Rosa his wife have separated, & if so when did the separation occur?

Ans. I do know that they have separated, I think it occurred about the last of May 1877.

Quest: Do you know how long they lived together as man & wife before that separation -

Ans: From Sept. 1874. to May 1877.

Question: Do you know whether there was a child born to them during the time they lived together?

Ans: There was no child born -

Quest: Where did John Bryant live during the year 1877?

Ans: He lived at his mother's

Quest: Was it the same place at which his wife lived?

Ans: It was some 8 or 9 miles from where she lived

Quest: Where did John Bryant live during the year 1878.

Ans: He lived at Joseph Gray's a part of the year, and about Boy Kings the remainder of that year

Quest: Were either of these places the

place at which his wife lived that year -

Ans. They were not -

Ques: Do you know whether John W. Bryant drove her from him or not?

Ans. I do not know, but from what I understood she left him of her own accord.

Ques: Do you know that John W Bryant was ever unkind to her.

Ans. So far as I know he was not.

& further this deponent saith not.

Jas. ^{his} L. + Bryant -
mark

James Vick being duly sworn deposes and says - as follows

Ques: What is your age & where do you live?

Ans. I am 39 years old & live near Newsins Depot in Southampton County

Ques: Do you know the parties to this suit?

Ans. I do

Ques: Do you know whether or not
Rosa Bryant, the defendant,
gave birth to a child during the
year 1878

Ans: It was the common report in
my neighborhood, and I live within
200 yards of her house.

Ques: Did you or did you not bury
a child, which was reputed to be the
child of Rosa Bryant?

Ans: I did help to bury such a child.

I further this deponent saith
not.

^{his}
James + Vicks
^{mark}

Goodwyn D. Cutler, being duly sworn
deposes and says: as follows.

Ques: How old are you & where do you live?
ans: I am over 50 years of age
& live near Newcomb Depot.

Ques: Do you know the parties to this
suit

Ans: I do.

Ques: Was it not a matter of common report
in your neighborhood, that Rosa Bryant

the defendant lived in prostitution with a man by the name of Weedon during the year 1878.

Ans. Such was the common report in my neighborhood, and I live within one and a half miles of these parties - I further ~~these~~ deponent saith not.

G. D. Cutter

I J. N. Sebrall, a Com'r in Chancery for the Circuit Court of Southampton County, do certify that the foregoing depositions of J. L. Bryant, James Vick & G. D. Cutter, were taken before me in my Office in Jerusalem on the 3rd May 1879, in pursuance of the annexed notices.

Given under my hand as Com'r in Chancery for the Circuit Court of the County aforesaid -

J. N. Sebrall
Com'r in Chy

Enter attendance for G. D. Cutter, and James Vick for one day each.

J. N. Sebrall

Com'r in Chy

Court's fee }
\$5.00 }

Executed April 7 1879
by delivering a copy
to Rosa Bryant
Jewell & Co
for W. H. Briggs & Co

Bryant &
Jewell &
Chambers
Bryant

1879. April 1879

Mar 31

The Commonwealth of Virginia.

To the Sheriff of Southampton County: Greeting.

We command you to summon *Rosa Bryant*,

to appear at the Clerks Office of our *Circuit* Court for South-
ampton County, at the Rules to be holden for the said Court on the first

Monday, on *April next* to answer, @ *five* in

Chancery exhibited against her in our said Court by
John W Bryant

and have then there this Writ: Witness, Littleton R. Edwards, Clerk of
our said Court, at the Court House this *21st* day of *March* 187*7*
in the *103^d* year of the Commonwealth.

L R Edwards Clk

Bryant
v 3 Summons
Bryant

Executed by delivering
each of within named
Witnesses a copy of
this Summons on the 30th
day of April + 1st day
of May 1879.

Heret Harri. By
for W W Muggs Shff

The Commonwealth of Virginia,

To the Sheriff of Southampton County---Greeting:

We Command You that you summon Elias Jones James
Bryant ^{of Wm} and James Vick

to appear before the ~~Judge of our~~ ^{me, a Court in Chy for the Circuit} Court of Southampton County,
at the ~~Court House~~ ^{my office in Jerusalem}, on the 3rd day of May ^{next} ~~Term~~ ^(Saturday)

to testify and the truth to say on behalf of Jno. W Bryant

in a certain matter of controversy in our said Court, before
the said Judge, depending and undetermined between Jno. W Bryant

Plaintiff and

Rosa Bryant

Defendant. And this ~~day~~ shall

in no wise omit under the penalty of the law, and have then and there this writ.

Witness, J. Sebell ~~LEWIS B. EDWARDS~~ ^{Court in Chancery for} Clerk of our said Court, at the Court

House, this 28th day of April, 1879, in the 103 year of the Commonwealth.

J. Sebell
Court in Chy

Bryant
vs { notice to
Bryant Defendants

Executed by deliver-
ing Rosa Bryant
a copy of this notice
on the 30th day of April
1879

Hewitt Harris by
for W C Briggs Esq

To Rosa Bryant

Take notice that I shall on
the 30 day May next at the Office
of J. N. Sebrell Clerk in Chancery
in the Town of Jerusalem, between
hours of 10 a.m. & 6 P.m., proceed
to take Depositions of Elias Jones
James Bryant and James Vick
to be read in behalf of Jno. W. Bryant
in a suit in Chancery depending
in the Circuit Court of said County
in which he is Plaintiff and you
are defendant

Jno. W. Bryant
Apl 28, 1879. by J. R. Prince his
att'y.

Bryant

vs $\frac{1}{3}$ Deere

Bryant

May Term 1882

To be entered.

Geo. W. How.

1882 May. Dismissed from the
Docket.

Bryant

vs



Decree,

Bryant

On motion it is ordered
that this cause be removed from
the docket at the cost of the plain-
tiff.

7
Bryant
vs $\frac{3}{4}$ Steele
Bryant

May Term 1882

To be entered.

Geo. Blow.

1882 May. Dismissed from the
Docket.

Bryant

vs

By

Decree,

Bryant

On motion it is ordered
that this cause be removed from
the docket at the cost of the plain-
tiff.

Bryant
vs { notice to
Bryant } Defendants

Executed by deliver-
ing, Rosa Bryant
a copy of this notice
on the 30th day of April
1879

Hewitt Harris by
for W C Briggs Shff

To Rosa Bryant

Take notice that I shall on
the 30th day May next at the Office
of J. N. Sebrell Clerk in Chancery
in the Town of Jerusalem, between
hours of 10 a.m. & 6 P.m., proceed
to take Depositions of Elias Jones
James Bryant and James Vick
to be read in behalf of Jno. W. Bryant
in a suit in Chancery depending
in the Circuit Court of said County
in which he is Plaintiff and you
are defendant

Apl 28, 1879.

Jno. W. Bryant
by J. R. Prince, his
att'y.

Bryan

vs 3 Summons

Bryan

Executed by delivering
each of within named
Witnesses a copy of
this Summons on the 30th
day of April & 1st day
of May 1879.

Newitt Harris Dy
for W. W. Meigs Shff

The Commonwealth of Virginia,

To the Sheriff of Southampton County---Greeting:

We ~~Command~~ ^{of w^m} You that you summon Elias Jones James
Bryant and James Vick

to appear before the ~~Judge of our~~ ^{me, a Court in Chy for the Circuit} Court of Southampton County,
~~at the Court House, on the~~ ^{my office in Jerusalem} 3rd day of May ~~next~~ ^{next} Saturday

to testify and the truth to say on behalf of Jno. W Bryant
in a certain matter of controversy in our said Court, before

the said Judge, depending and undetermined between Jno. W Bryant
Rosa Bryant
Plaintiff and

Defendant. And this ~~they~~ shall
in no wise omit under the penalty of the law, and have then and there this writ.

Witness, J. Sebell ^{Court in Chancery for} ~~LITTLETON R. EDWARDS~~, Clerk of ~~our~~ said Court, at the Court
House, this 28th day of Aprl, 1879, in the 103 year of the Commonwealth.

J. Sebell
Court in Chy

Executed April 7th 1879
by delivering a copy
to Rosa & Bryant
New Cambridge
for W. H. Briggs & Co.

Bryant &
2
James M.
Channing
Bryant

1879. April Notes

Mar 31

The Commonwealth of Virginia.

To the Sheriff of Southampton County: Greeting.

We command you to summon *Wesley Bryant*,

to appear at the Clerks Office of our *Circuit* Court for Southampton County, at the Rules to be holden for the said Court on the first Monday, on *April next* to answer, *a bill in Chancery* exhibited against her in our said Court by *John W. Bryant*

and have then there this Writ: Witness, Littleton R. Edwards, Clerk of our said Court, at the Court House this *21st* day of *March*, 1879 in the *103^d* year of the Commonwealth.

L. R. Edwards cl^k

Bryant
VI } Depositions
Bryant

handed in by J. N. Seville
Comm. May 3, 1879 L.R. E

To the Honorable Geo. Blou. Judge of the Circuit
Court of Southampton. In Chancery.

Complaining sheweth unto your Honor, your
Complainant Jno. W. Bryant as follows.

That he is now 28 years of age - That
in the year 1874 he was married to
one Rosa Vick - and they lived together
very happily for about two years - during
the whole of which time, he was to her
a faithful and constant husband -
but suddenly and without any provo-
cation known to your complainant, the
said Rosa Bryant, deserted him and
has refused persistently to live with
him since. That she is now leading
a life of open prostitution and during
the year 1878, she was delivered of a
child, by whom the father was some
one other than complainant. That your
complainant has never cohabited with
the said Rosa Bryant since she left
him - or since the knowledge of the fact
of her adultery - that the same did not
occur more than five years before the
institution of this suit and was not
committed by the procurement or connivance
of complainant. That no child was born
during the time complainant & his wife
lived together. The only property owned by

Complainant is an undivided interest
in his deceased father's real estate,
and some little personal estate of his
own. In consideration of all which and
forasmuch as your Complainant is without
remedy in the premises except in a
Court of Equity, where such matters are
peculiarly cognizable, to the end therefore
that justice may be done, your Complain-
ant prays that the said Rosa Bryant be
made party defendant to this bill &
compelled to answer its allegations -

That if necessary a guardian may be
appointed to defend her in this suit.
That your Complainant may be entirely
divorced from her and the marriage be
dissolved. That she may be forever barred
of any interest whatever in Complainant's
real or personal estate; and that your
Honor will grant such other, further,
general & special relief, as the nature
of this case may require or the Equity may
deem meet. And in duty bound,
your Complainant will ever pray &c.
May it please the Court &c.

J. B. Palmer pr.

The Depositions of James L. Bryant
and James Vick taken before
me, J. M. Sebell, a Commissioner in Chancery
for the Circuit Court of Southampton
County - on the 3rd day of May
1879, to be read in behalf of Jno
W. Bryant, in a suit in Chancery
depending in said Court in which
he is Plaintiff and Rosa Bry-
ant is Defendant. Present
J. B. Pinco Atty for Plaintiff.

James L. Bryant being duly sworn
deposes & says as follows -

Question: How old are you - and where do
you reside?

Ans. I am 22 years old, and live at S.
B. Pretlow's in Southampton County

Question: Do you know the parties to this
suit?

Ans. I do -

Question: Do you know that Jno W Bryant
& Rosa his wife have separated &
if so when did the separation occur?

Ans. I do know that they have separated
I think it occurred about the last
of May 1877.

Quest: Do you know how long they lived together as man & wife before that separation -

Ans: From Sept. 1874. to May 1877.

Question: Do you know whether there was a child born to them during the time they lived together?

Ans: There was no child born -

Quest: Where did Jno W Bryant live during the year 1877?

Ans: He lived at his mother's

Quest: Was it the same place at which his wife lived?

Ans: It was some 8 or 9 miles from where she lived

Quest: Where did Jno W Bryant live during the year 1878

Ans: He lived at Joseph Gray's a part of the year, and about Bay Kings the remainder of that year

Quest: Were either of these places the

place at which his wife lived that year -

Ans. They were not -

Ques: Do you know whether John W. Bryant drove her from him or not?

Ans. I do not know, but from what I understood she left him of her own accord.

Ques: Do you know that John W Bryant was ever unkind to her,

Ans. So far as I know he was not.

& further this deponent saith not.

Jas. ^{his} L. + Bryant -
mark

James Vick being duly sworn deposes and says - as follow

Ques: What is your age & where do you live?

Ans. I am 39 years old & live near Newsins Depot in Southampton County

Ques: Do you know the parties to this suit?

Ans. I do

Ques: Do you know whether or not Rosa Bryant, the defendant, gave birth to a child during the year 1878

Ans: It was the common report in my neighborhood, and I live within 200 yards of her house.

Ques: Did you or did you not bury a child, which was reputed to be the child of Rosa Bryant?

Ans: I did help to bury such a child.

I further this deponent saith not.

^{his}
James Vicks
^{mark}

Goodwyn D. Lattin, being duly sworn deposes and says: as follows.

Ques: How old are you & where do you live?
ans: I am over 50 years of age & live near Newcomb Depot.

Ques: Do you know the parties to this suit

Ans: I do.

Ques: Was it not a matter of common report in your neighborhood, that Rosa Bryant

the Defendant lived in prostitution with a man by the name of Weldon during the year 1878.

Ans. Such was the common report in my neighborhood, and I live with in one and a half miles of these parties - I further ~~these~~ deponent saith not.

G. D. Cutter

I J. N. Sebrall, a Court in Chancery for the Circuit Court of Southampton County, do certify that the foregoing depositions of J. L. Bryant, James Vick & G. D. Cutter, were taken before me in my Office in Jerusalem on the 3rd May. 1879, in pursuance of the annexed notices.

Given under my hand as Court in Chancery for the Circuit Court of the County aforesaid -

J. N. Sebrall
Court in Chy.

Enter attendance for G. D. Cutter, and James Vick for one day each.

J. N. Sebrall

Court in Chy.

Court's fee }
\$5.00 }